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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE MAR 24 2004

Applicants: David P. Bour; Nathan F. Gardner; Werner K. Goetz; Stephen A. Stockman; Tetsuya Takeuchi; Ghulam Hasnain; Christopher P. Kocot; Mark R. Hueschen

Assignee: Lumileds Lighting U.S. LLC

Title: Light Emitting Diodes With Graded Composition Active Regions

Serial No.: 09/912,589 Filing Date: July 24, 2001

Examiner: Wai Sing Louie Group Art Unit: 2814

Docket No.: M-8772 US

San Jose, California
March 24, 2004

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE DECISION OF THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES
(UNDER 37 CFR §1.191)**

Dear Sir:

Applicants hereby appeal the Final Rejection of Claims 9-17 and 25-32 in the Examiner's Final Office Action of September 24, 2003 to the Board of Patent Appeals and Interferences.

Please charge Deposit Account No. 502226 for the fee of \$330.00 for this Notice of Appeal as set forth in CFR §1.17(b).

Applicants respectfully petition for a three month extension of time within which to file a Notice of Appeal, such extension allowing the undersigned until March 24, 2004 to file the Notice of Appeal.

The total fee for the extension of time enclosed with this request is \$950.00.

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Serial No. 09/912,589
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